(1) (4)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR CHHATTISGARH

SINGLE BENCH

WRIT PETITION NO. 3582 / 2006

PETITIONER : Smt. Kalyani Nandi W/o Shri S.c. Nandi aged about 59 years, Occup.- AGII(Genl) Under the Department of food Corporation Of India ,Regional Office ,Raipur R/o –C-323,Rohni Puram, Raipur, (C.G).

VERSUS

RESPONDENTS :

1. Food Corporation of India Through : Managing Director , Head Quarter 16-20, Barkhamba Lane, New Delhi.
2. The Zonal Manager (East Zone) Food Corporation of India Zonal Office (East), 10-A, Middlaton Row KOLKATTA.
3. The Zonal Manager (West Zone) Food Corporation Of India Zonal Office, MUMBAI
4. The Senior Regional Manager, Food Corporation Of India, Regional Office, Kapa, Raipur Distt.- Raipur (C.G.)

P.R. No. 3653/06 Presented by Shri Sanjay Dhar dated 13/11/06

RECEIVED-COPY 17/11/06 CLERK to A. G. BILASPUR

16/11/06

WRIT PETITION U/A 226/ 227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPRIATE WRIT DIRECTION ORDER TO DO JUSTICE IN THE MATTER

(29)

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..... W.P.3582/ **सन्** 2006

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

20-7-2006

Mr. Parag Kotecha, counsel for the petitioner.

Heard.

By the instant writ petition under Article 226/227 of the Constitution of India, the petitioner has prayed to direct the respondents to grant next higher pay scale of Rs.5,760-11,140/- from the year 1990 along with the higher post of Assistant Grade-I and pay arrears of salary with interest @ 18% per annum.

The case of the petitioner is that she was initially appointed as Assistant Grade-III under the control of Zonal Manager (East), Food Corporation of India, Calcutta. In the year 1978, the petitioner was promoted to the next higher post of Assistant Grade-II and she is working in the said post for the last more than 28 years. Presently, the petitioner was posted as AG-II in the Senior Regional Office of Food Corporation of India, Raipur, but she could not be promoted on the higher grade i.e. AG-I. The petitioner is working as AG-II since 1978, she has put in more than 12 years of service as AG-II and till date she has completed 28 years of service, but the respondents have not given any opportunity of second time bound promotion to the petitioner. The petitioner has made representations to the respondents several times and requested them to give him promotion/next higher pay scale, but to no avail.

In the circumstances, learned counsel for the petitioner submits that the petitioner may be allowed to make a detailed representation to respondents No.3 & 4 and they be directed to decide the same.

P.T.O.

(30)

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..W.P.3582/.. **सन्** 2006

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश - 2 -	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

Having heard learned counsel for the petitioner, having regard to the facts and circumstances of the case and without expressing any opinion on the merits of the case, the prayer made by learned counsel for the petitioner is just, fair and reasonable. Therefore, the petitioner is allowed to make a detailed representation along with a copy of this petition to respondents No.3 & 4 within 10 days from today and in turn, respondents No.3 & 4 are directed to decide the representation of the petitioner within a period of 30 days from the date of its receipt, after considering all the points raised by the petitioner, in accordance with law.

With the direction aforesaid, the petition stands disposed of.

Parties are entitled for certified copy of this order.

Sd/-
L.C. Bhadoo
Judge

Soma

P.T.O.

24.7.06